

**UNITED STATES DISTRICT COURT
DISTRICT OF MASSACHUSETTS**

IN RE PHARMACEUTICAL INDUSTRY AVERAGE WHOLESALE PRICE LITIGATION)) MDL NO. 1456) Civil Action No. 01-12257-PBS) Subcategory No. 07-12141
THIS DOCUMENT RELATES TO:)) Judge Patti B. Saris
<i>State of Iowa</i>))
v.))
<i>Abbott Laboratories Inc., et al.</i>)

DECEMBER 2009 STATUS REPORT FOR THE STATE OF IOWA

The undersigned counsel for the State of Iowa (hereinafter referred to as “plaintiff”) hereby submits the attached Status Report for December 2009, in accordance with the Court’s June 17, 2004 Procedural Order.

Dated: December 1, 2009

Respectfully submitted,

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By: /s/ Joanne M. Cicala

Joanne M. Cicala

Kathryn B. Allen

December 2009 Status Report for the State of Iowa

Voluntary Dismissal of Claims

On November 4, 2009, plaintiff voluntarily dismissed the following defendants: Abbott Laboratories Inc., Abbott Laboratories, Amgen Inc., Baxter Healthcare Corporation, Baxter International Inc., Ben Venue Laboratories Inc., Boehringer Ingelheim Roxane, Inc., Boehringer Ingelheim Corporation, Boehringer Ingelheim Pharmaceuticals Inc., Immunex Corporation, and Roxane Laboratories, Inc. *See* Plaintiff's Notice of Voluntary Dismissal of Plaintiff's Claims Against Certain Defendants [Docket No. 6647, Sub-Docket No. 49].

On November 17, 2009, the Court entered the Order of Dismissal [Docket No. 6662, Sub-Docket No. 52].

Stipulation Concerning the Use of Prior Depositions

On November 13, 2009, plaintiff and defendant Barr filed a Stipulation Concerning the Use of Prior Depositions [Docket No. 6659, Sub-Docket No. 50].

CERTIFICATE OF SERVICE

The undersigned, an attorney, hereby certifies that on the 1st day of December, 2009, she caused a true and correct copy of the above December 2009 Status Report for the State of Iowa to be delivered to counsel of record for defendants by electronic service pursuant to Case Management Order No. 2 entered by the Honorable Patti B. Saris in MDL No. 1456.

Dated: December 1, 2009

/s/ Kathryn B. Allen
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